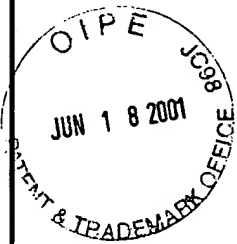


#17  
Linda  
7/9/01

# NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

407T-895100US



In re Application of

James D. Marks et al.

Application Number

09/144,886

Filed

August 31, 1998

For THERAPEUTIC MONOCLONAL ANTIBODIES THAT  
NEUTRALIZE BOTULINUM NEUROTOXINS

Group Art Unit

1645

Examiner

Lee, L.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, 12/14/2000, rejecting the following claims: 1-43

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 310



Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 155

A statement of small entity status under 37 CFR 1.27:



is enclosed.



has already been filed in this application.



A check in the amount of the fee is enclosed.



The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.



The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0893. I have enclosed a duplicate copy of this sheet.



A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the



applicant.



assignee of record of the entire interest.



attorney or agent of record.



attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a) 38,498

Signature

Tom Hunter

Typed or printed name

6/14/01

Date

06/20/2001 ECKUBAY1 00000019 500893 09144886

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## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on this date: June 14, 2001

Typed or  
Printed Name

Richard Pask

Signature

Richard Pask

Date

6/14/01